

1 DEAN J. ZIPSER (CA SBN 94680)
DZipser@manatt.com
2 ADINA L. WITZLING (CA SBN 211719)
MANATT, PHELPS & PHILLIPS, LLP
3 695 Town Center Drive, Suite 1200
Costa Mesa, California 92626
4 Telephone: 714-371-2500
Facsimile: 714-371-2550
5

6 Attorneys for Plaintiff
7 TOSHIBA AMERICA INFORMATION SYSTEMS, INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

12 MICHAEL SIMON, individually, and on behalf
of all others similarly situated,

13 Plaintiff,

14 v.
15

16 TOSHIBA AMERICA, INC., a Delaware
17 corporation, and TOSHIBA AMERICA
18 INFORMATION SYSTEMS, INC., a California
corporation,

19 Defendants.
20

Case No. C07-06202

CLASS ACTION

**NOTICE OF SUBSTITUTION OF
COUNSEL AND ~~[PROPOSED]~~
ORDER PURSUANT TO LOCAL
RULE 11-5**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD: Please take notice that,
2 effective immediately, counsel of record for defendant Toshiba America Information Systems,
3 Inc., has changed. Toshiba America Information Systems, Inc., hereby substitutes Manatt, Phelps
4 and Phillips, LLP (Dean J. Zipser and Adina L. Witzling), located at 695 Town Center Drive,
5 14th Floor, Costa Mesa, California 92626, telephone: (714)371-2500, fax (714) 371-2550, as the
6 sole attorneys of record for Toshiba America Information Systems, Inc. in this litigation.

7 Effective immediately, Morrison & Foerster LLP will no longer be representing Toshiba
8 America Information Systems, Inc. in this matter.

9
10 Dated: May , 2008

TOSHIBA AMERICA INFORMATION
SYSTEMS, INC.

11
12 By: _____
13 Donald S. Gray

14
15 The following attorneys accept this substitution of counsel.

16 Dated: May 5, 2008

MORRISON & FOERSTER LLP

17
18 By: 
19 Michael I. Katz

20
21
22 Dated: May 6, 2008

MANATT, PHELPS & PHILLIPS, LLP

23
24 By: 
25 Adina L. Witzling

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD: Please take notice that,
2 effective immediately, counsel of record for defendant Toshiba America Information Systems,
3 Inc., has changed. Toshiba America Information Systems, Inc., hereby substitutes Manatt, Phelps
4 and Phillips, LLP (Dean J. Zipser and Adina L. Witzling), located at 695 Town Center Drive,
5 14th Floor, Costa Mesa, California 92626, telephone: (714)371-2500, fax (714) 371-2550, as the
6 sole attorneys of record for Toshiba America Information Systems, Inc. in this litigation.

7 Effective immediately, Morrison & Foerster LLP will no longer be representing Toshiba
8 America Information Systems, Inc. in this matter.

9
10 Dated: May , 2008

TOSHIBA AMERICA INFORMATION
SYSTEMS, INC.

11
12 By: 
13 Donald S. Gray

14
15 The following attorneys accept this substitution of counsel.

16 Dated: May 5, 2008

MORRISON & FOERSTER LLP

17
18 By: 
19 Michael I. Katz

20
21 Dated: May , 2008

MANATT, PHELPS & PHILLIPS, LLP

22
23 By: _____
24 Adina L. Witzling
25
26
27
28

~~[PROPOSED]~~ ORDER

The foregoing substitution of counsel is authorized by the Court and the clerk of the Court is directed to make the appropriate change in the docket.

IT IS SO ORDERED.

Dated May 12, 2008

